

DEC 22 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Re: Appeal to the Board of Patent Appeals and Interferences

DM-10/

Patent and Trademark Office
 In re Application of: Chet M. Crump, et al.
 Serial No.: 09/716,486
 Filed: November 20, 2000
 Confirmation No.: 8937
 For: Respiratory Suction Catheter Apparatus With Improved Valve And Collar
 Sir:

Group Art Unit: 3743
 Examiner: Joseph Francis Weiss, Jr.
 Our Customer ID: 22827
 Our Account No.: 04-1403
 Attorney Ref.: BAL-66-CON-RCE
 (BA00118.4)

1. [x] **NOTICE OF APPEAL:** Pursuant to 37 CFR 1.191, Applicant hereby appeals to the Board of Appeals from the decision dated November 14, 2003 of the Examiner finally rejecting claims 1-12.

2. [] **BRIEF** on appeal in this application pursuant to 37 CFR 1.192 is transmitted herewith in triplicate.

3. [] An **ORAL HEARING** is respectfully requested under 37 CFR 1.194 (due within one month after Examiner's Answer).

4. [] Reply Brief under 37 CFR 1.193(b) is transmitted herewith in triplicate.

5. [] "Small entity" verified statement filed: [] herewith [] previously.

6. **FEE CALCULATION:**

If box 1 above is X'd enter \$330.00

Fees

\$ 330.00

If box 2 above is X'd enter \$330.00

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If box 3 above is X'd enter \$290.00

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Petition is hereby made to extend the original due date of November 26, 2003 to cover the date of this paper and any enclosure for which the requisite fee is (1 month \$110); (2 months \$420); (3 months \$950); (4 months \$1,480).

Subtotal	\$ 110.00
	\$ 440.00

Less any previous extension fee paid since above original due date.

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If "small entity" box 5 above is X'd, enter one-half (1/2 of subtotal and subtract)

Subtotal	\$.00
	\$ 440.00

TOTAL FEE \$ 440.00

[x] Fee enclosed.

[] Charge fee to our Deposit Account/Order Nos. in the heading hereof (for which purpose one additional copy of this sheet is attached)

[] Fee NOT required since paid in prior appeal in which the Board of Appeals did not render a decision on the merits.

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. show in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

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DORITY & MANNING, P.A.

By: Neal P. Pierotti Reg. No.: 45,716

Signature: Neal P. Pierotti

Date: December 22, 2003

I hereby certify that this correspondence and any referenced attachment and fee are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below in an envelope addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, Post Office Box 1450, Alexandria, VA 22313-1450, on December 22, 2003.
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